Docket No.: PF-0346-2 CPA

Response Under 37 C.F.R. 1.116 - Expedited Procedure

hat this correspondence is being deposited with the United States Postal Service as Institute of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 3, 2002.

Printed: Lyza Finuliar

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES OF THE BOARD OF T I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope Mail Stop: AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 3, 2003.

In re Application of:

Title:

Serial No.:

09/405,940

Filing Date:

September 27, 1999

Examiner:

Ewoldt, G.

Group Art Unit:

1644

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated <u>July 1, 2003</u>, of the Examiner's rejection of Claim(s) <u>1, 2, and 13</u>.

Please charge the Appeal fee of \$330.00 required under 37 C.F.R. § 1.17(b) to Deposit Account No. 09-0108. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayments to Deposit Account No. 09-0108.

Respectfully submitted,

INCYTE CORPORATION

Date: 03, November 2003

Reg. No. 47,016

1

Direct Dial Telephone: (650) 621-8555

Customer No.: 27904 3160 Porter Drive

Palo Alto, California 94304 Phone: (650) 855-0555

Fax: (650) 845-4166

11/07/2003 AWONDAF1 00000021 090108 09405940

01 FC:1401

330.00 DA

116199

09/405,940